

CARELLA, BYRNE, CECCHI, OLSTEIN, BRODY & AGNELLO, P.C.
COUNSELLORS AT LAW

CHARLES C. CARELLA
JAN ALAN BRODY
JOHN M. AGNELLO
CHARLES M. CARELLA
JAMES E. CECCHI

DONALD F. MICELI
CARL R. WOODWARD, III
MELISSA E. FLAX
DAVID G. GILFILLAN
G. GLENNON TROUBLEFIELD
BRIAN H. FENLON
LINDSEY H. TAYLOR
CAROLINE F. BARTLETT
ZACHARY S. BOWER+
DONALD A. ECKLUND
CHRISTOPHER H. WESTRICK*
STEPHEN R. DANEK
MICHAEL A. INNES
MEGAN A. NATALE

**5 BECKER FARM ROAD
ROSELAND, N.J. 07068-1739
PHONE (973) 994-1700
FAX (973) 994-1744
www.carellabyrne.com**

September 9, 2022

PETER G. STEWART
FRANCIS C. HAND
JAMES A. O'BRIEN, III
JOHN G. ESMERADO
STEVEN G. TYSON
MATTHEW J. CERES
MARC D. MORY

OF COUNSEL

*CERTIFIED BY THE SUPREME COURT OF
NEW JERSEY AS A CIVIL TRIAL ATTORNEY
+MEMBER FL BAR ONLY
**MEMBER NY BAR ONLY
***MEMBER IL BAR ONLY

RAYMOND J. LILLIE
GREGORY G. MAROTTA
KEVIN G. COOPER
MARYSSA P. GEIST
JORDAN M. STEELE**
ZACHARY A. JACOBS***
MICHAEL K. BELOSTOCK
BRIAN F. O'TOOLE**
SEAN M. KILEY
MICHAEL B. SIMONE
ROBERT J. VASQUEZ

VIA ECF

Honorable Zahid N. Quraishi
United States District Judge
for the District of New Jersey
Clarkson S. Fisher Federal Building
402 East State St.
Trenton, NJ 08608

Re: *In re: Vascepa Antitrust Litig.*,
Civil Action Nos. 21-12061 (ZNQ)(LHG)

Dr. Reddy's Laboratories, Inc. v. Amarin Pharma, Inc. et al.,
Civil Action No. 21-10309(ZNQ)(LHG)

Dear Judge Quraishi:

I write on behalf of the parties in the *In re: Vascepa Antitrust Litigation* (Indirect and Direct Purchaser Actions) and *Dr. Reddy's Labs, Inc. v. Amarin Pharma, Inc. et al.*, pursuant to the Court's Order that counsel confer and file a proposed schedule with order and timing for joint oral argument on Amarin's pending motions in all three cases. *See* Case No. 21-10309, ECF No. 74.

The parties have met and conferred and propose that the three pending motions be argued together, given the significant overlapping factual and legal issues while recognizing that each motion has some unique issues. To accomplish this, we propose two hours of total argument time, with one hour for the Amarin defendants and one hour combined for the indirect purchaser plaintiffs, direct purchaser plaintiffs, and Dr. Reddy's Labs. The plaintiffs will allocate their hour among themselves, reserving time for rebuttal as appropriate.

Should the Court desire a different structure or timing, we will, of course, amend our proposal.

Honorable Zahid N. Quraishi

September 9, 2022

Page 2

<u>/s/James E. Cecchi</u> James E. Cecchi Lindsey H. Taylor CARELLA, BYRNE, CECCHI, OLSTEIN, BRODY & AGNELLO 5 Becker Farm Road Roseland, NJ 07068 Telephone: (973) 994-1700 Facsimile: (973) 994-1744 jcecchi@carellabyrne.com ltaylor@carellabyrne.com Lauren G. Barnes Thomas M. Sobol Abbye R. K. Ognibene HAGENS BERMAN SOBOL SHAPIRO LLP 55 Cambridge Parkway, Suite 301 Cambridge, MA 02142 Telephone: (617) 482-3700 Facsimile: (617) 482-3003 tom@hbsslaw.com lauren@hbsslaw.com abbyeo@hbsslaw.com Lee Albert Brian Murray Greg Linkh Brian Brooks GLANCY PRONGAY & MURRAY LLP 230 Park Avenue, Suite 358 New York, NY 10169 Telephone: (212) 682-5340 Facsimile: (212) 884-0988 bmurray@glancylaw.com lalbert@glancylaw.com glinkh@glancylaw.com bbrooks@glancylaw.com Joseph H. Meltzer Terence S. Ziegler Ethan J. Barlieb Lauren M. McGinley	<u>/s/ Peter S. Pearlman</u> Peter S. Pearlman Matthew F. Gately COHN LIFLAND PEARLMAN HERRMANN & KNOPF LLP 250 Pehle Avenue, Suite 401 Saddle Brook, NJ 07663 psp@njlawfirm.com mfg@njlawfirm.com Michael L. Roberts Karen S. Halbert Stephanie E. Smith ROBERTS LAW FIRM US, PC 20 Rahling Cir. Little Rock, AR 72223 (501) 821-5575 mikeroberts@robertslawfirm.us karenhalbert@robertslawfirm.us stephaniesmith@robertslawfirm.us Linda P. Nussbaum Peter Moran NUSSBAUM LAW GROUP, P.C. 1211 Avenue of the Americas, 40th Fl. New York, NY 10036 (917) 438-9189 lnussbaum@nussbaumpc.com pmoran@nussbaumpc.com Dianne M. Nast Daniel N. Gallucci Michele S. Burkholder NASTLAW LLC 1101 Market Street, Suite 2801 Philadelphia, PA 19107 (215) 923-9300 dnast@nastlaw.com dgallucci@nastlaw.com mburkholder@nastlaw.com <i>Counsel for KPH Healthcare Services, Inc., a/k/a Kinney Drugs, Inc. and the Proposed</i>
--	---

Honorable Zahid N. Quraishi
 September 9, 2022
 Page 3

<p>KESSLER TOPAZ MELTZER & CHECK, LLP 20 King of Prussia Road Radnor, PA 19807 Telephone: (610) 667-7706 jmeltzer@ktmc.com tziegler@ktmc.com ebarlieb@ktmc.com lmcginley@ktmc.com</p> <p><i>Interim Co-Lead Counsel for Indirect Purchaser Plaintiffs and the Proposed Class</i></p>	<p><i>Direct Purchaser Class</i></p>
<p><u>/s/ Frank D. Rodriguez</u> Frank D. Rodriguez Stuart D. Sender WINDELS MARX LANE & MITTENDORF LLC One Giralda Farms Madison, NJ 07940 Telephone: (973) 966-3200 Facsimile: (973) 966-3250</p> <p>Seth C. Silber Alexandra Keck Christina Clemens WILSON SONSINI GOODRICH & ROSATI, P.C. 1700 K Street NW, 5th Floor Washington, DC 20006 Telephone: (202) 973-8800 Facsimile: (202) 973-8899</p> <p>Chul Pak WILSON SONSINI GOODRICH & ROSATI, P.C. 1301 Avenue of the Americas, 40th Floor New York, NY 10019-6022 Phone: (212) 999-5800 Fax: (212) 999-5899</p> <p><i>Attorneys for Plaintiff Dr. Reddy's Laboratories Inc.</i></p>	<p><u>/s/ William C. Baton</u> Charles M. Lizza William C. Baton Sarah A. Sullivan SAUL EWING ARNSTEIN & LEHR LLP One Riverfront Plaza 1037 Raymond Blvd., Suite 1520 Newark, NJ 07102 Telephone: (973) 286-6722 wbaton@saul.com</p> <p>Timothy C. Hester Ashley E. Bass COVINGTON & BURLING LLP One CityCenter 850 Tenth Street NW Washington, D.C. 20001 Telephone: (202) 662-6000 thester@cov.com abass@cov.com</p> <p><i>Attorneys for Defendants Amarin Pharma, Inc., Amarin Pharmaceuticals Ireland Limited, and Amarin Corporation PLC</i></p>

Honorable Zahid N. Quraishi

September 9, 2022

Page 4

Counsel are to coordinate the submission of three (3) courtesy hardcopies (1 copy double-sided) of the pending Motions to Dismiss to the chambers of the undersigned by September 16, 2022. In preparation for the hearing, counsel are further instructed to email any anticipated presentation slides and/or glossary to Court Reporter Megan McKay-Soule by no later than to September 23, 2022, and to file a letter confirming their submission to Ms. McKay-Soule.

SO ORDERED:

s/ Zahid N. Quraishi, U.S.D.J.

Dated: 9/12/2022